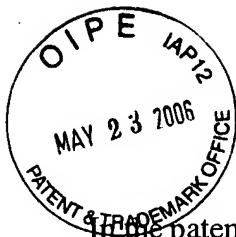


*File 12/11/06*



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the patent application of  
Douglas D. De Masi Sr.  
S.N. 10/773/872  
Filed 02/09/2004  
For " Self adhesive insulation, with  
Extend, pre-folded or elastic fastening  
Tabs, self adhesive net, self adhesive air vents  
Self adhesive paper hangers support strips.

Date May 18, 2006

Douglas D. De Masi Sr.  
1214 Beekman road  
Hopewell Jct. N.Y. 12533

Phone # 1-845-227-5387  
Fax # 1-845-227-7312

( SUBJECT MATTER)

MAIL STOP PETITION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria V.A. 22313-1450

PETITION TO WITH DRAW  
HOLDING ON ABANDONMENT  
UNDER 37 CFR 1.181(A)

Dear Sir,

I spoke with Mr. Bill Korzuch on May 17, 2006 , re-guarding his letter dated  
Dated May 15, 2006, a copy of his letter is also enclosed.

Enclosed are exact copy's of my paper work that I mailed to your office on April 19, 2006  
and your office signed for them on April 24, 2006, Pages 1-14 and also clearing showing all  
my mailing to your office was with certified mail only, copy of the mailing recites are  
also enclosed.

As I explained to Mr. Korzuch, I still don't under stand your letter dated April 12, 2006.  
If there is any thing that I can do to assist you in solving this problem, please let me know.

Sincerely your

*Douglas D. De Masi Sr.*  
Patty and Doug De Masi Sr.

BEST AVAILABLE COPY



**UNITED STATES PATENT AND TRADEMARK OFFICE**

COMMISSIONER FOR PATENTS

MAY 15 2006

Patty and Douglas D. De Masi Sr.  
1214 Beekman Road  
Hopewell Jct., NY 12533

Dear Mr. and Mrs. De Masi:

Thank you for your communication dated March 17, 2006, to the Commissioner for Patents at the United States Patent and Trademark Office (USPTO). Your communication has been forwarded to me for response.

Your letter is concerned with a patent application that you filed, serial number 10/773,872, and a patent application that was filed by a Mr. Romes. You state in your letter that Mr. Romes copied your invention.

A review of our electronic database indicates that your application is currently abandoned. A Notice of Abandonment under 37 CFR 1.53 (f) or (g) was mailed on April 12, 2006 for failure to reply to the Notice to File Missing Parts (Notice) mailed on August 16, 2004.

If a complete reply to the notice was previously filed by you within the time period set forth in the notice, you may request for reconsideration of the holding of abandonment within 2 months from the mailing of the notice of abandonment by filing a petition to withdraw the holding of abandonment under 37 CFR 1.181(a). No petition fee is required. The petition must be accompanied by a true copy of the originally filed reply and the item(s) identified in one of the following:

1. A properly itemized date-stamped postcard receipt (see MPEP § 503);
2. If the originally filed reply included a certificate of mailing or transmission in compliance with 37 CFR 1.8(a), a copy of the certificate of mailing or transmission and a statement in compliance with 37 CFR 1.8(b) (see MPEP § 512); or
3. If the reply was filed via Express Mail, a submission satisfying the requirements of 37 CFR 1.10(e) including, for example, a copy of the Express Mail mailing label showing the "date-in" (see MPEP § 513).

Any petition to withdraw the holding of abandonment should be transmitted by facsimile directly to OIPE Customer Service at (703) 308-7751.

If you did not previously file a complete reply within the time period set forth in the notice, you may file a petition to revive the application under 37 CFR 1.137.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of UNAVOIDABLE DELAY must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by:

1. an adequate showing of the cause of unavoidable delay;
2. the required reply to the above-identified notice;
3. the petition fee set forth in 37 CFR 1.17(i); and
4. a terminal disclaimer if required by 37 CFR 1.137(d).

See MPEP § 711.03(c) and Form PTO/SB/61.

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by:

1. a statement that the entire delay was unintentional;
2. the required reply to the above-identified notice;
3. the petition fee set forth in 37 CFR 1.17(m); and
4. a terminal disclaimer if required by 37 CFR 1.137(d).

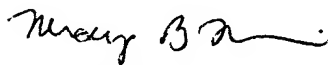
See MPEP § 711.03(c) and Form PTO/SB/64.

Any questions concerning petitions to revive should be directed to the Office of Petitions at (703) 305-9282.

Additionally, the USPTO does not investigate allegations of fraud. If you would like to seek out a registered Patent Attorney, you can find one in your area by going to our website, [www.uspto.gov](http://www.uspto.gov), clicking on *How To ...*, then under *FIND ...*, select *a Patent attorney or agent*, and finally enter your zip code.

I hope this information is useful. If you have any further questions specific to this letter, please contact Bill Korzuch at (571) 272-8800.

Sincerely,



Mindy B. Fleisher  
Chief of Staff  
Office of the Commissioner for Patents

MBF:bk



\*\*\*\*\* WELCOME TO \*\*\*\*\*  
POUGHQUAG MPO  
POUGHQUAG, NY 12570-9998  
04/19/06 09:04AM

Store USPS Trans 7  
Wkstn sys5002 Cashier KYY5KZ  
Cashier's Name TERRY  
Stock Unit Id SIATERRY  
PO Phone Number 800-275-8777  
USPS # 3590960570

1. First Class 5.12  
Destination: 22313  
Weight: 3.00 oz.  
Postage Type: PVI  
Total Cost: 5.12  
Base Rate: 0.87  
SERVICES  
Certified Mail 2.40  
70041350000044602455  
Rtn Recpt (Green Card) 1.85

Subtotal 5.12  
Total 5.12

Cash 10.12  
Change Due  
Cash 5.00

Number of Items Sold: 1

Thank You  
Please come again!

### SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece or on the front if space permits.

1. Article Addressed to:

MAIL STOP - M. J. PARDY  
Commissioner for Patents  
P.O. Box 1450  
Alexandria V.A.  
22313-1450

### COMPLETE THIS SECTION ON DELIVERY

- A. Signature ☒ X
- B. Received by (Printed Name) ☐
- C. Date ☐
- Is delivery address different from item 1? ☐
- YES, enter delivery address below: ☐
- Service Type
- ☒ Certified Mail ☐ Express Mail
- ☐ Registered ☐ Return Receipt for Me
- ☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐

Article No

7004 1350 0000 4460 2455

Transfer

Form 3811, February 2004

Domestic Return Receipt

10259

UNITED STATES POSTAL SERVICE



First-Class Mail  
Postage & Fees  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

D.D. DEMASI, SR  
1214 Deekman Rd  
Hopewell Va N.Y.  
12573



U.S. Postal Service<sup>TM</sup>

**CERTIFIED MAIL<sup>TM</sup> RECEIPT**

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

ALEXANDRIA VA 22313

Postage	\$ 0.87
Certified Fee	2.40
Return Receipt Fee (Endorsement Required)	1.85
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.12

UNIT ID: 0570

Postmark Here

Clerk: KYY5KZ

04/19/06

Sent To

MAIL STOP - M. J. PARDY  
Commissioner for Patents  
P.O. Box 1450

Alexandria V.A. 22313-1450

PS Form 3800, June 2002

See Reverse for Instructions



P61-14

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the patent application of  
Douglas D. De Masi Sr.

S.N. 10/773,872

Filed 02/09/2004

For" Self adhesive insulation, with  
Extended, pre-folded or elastic fastening  
Tabs, self adhesive net, self adhesive air vents  
Self adhesive paper hangers support strips.

Examiner, Muluenieset Libet

April 18, 2006

Douglas D. De Masi Sr.  
1214 Beckman road  
Hopewell Jct. N.Y. 12533

Phone # 845,227,5387

Fax # 845,227,7312

Subject Matter

Abandonment / Termination

Letter Dated, April, 12, 2006

MAIL STOP, MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, V.A. 22313-1450

*mailed-certified  
U.S. Postal Service  
# 7004-1350-0000-4460-2455*

Dear Sir,

I don't understand your letter dated( April, 12, 2006,) I thought because I received the letter dated December 21, 2005 , NOTICE OF PUBLICATION OF APPLICATION that my application was now complete and ready for the final steps for my Patent and claims of my invention.

Enclosed is the following dates and material that I mailed to your office and that you mailed back to me, including the certified mailing paid recites from the United States Postal Service that I paid for , if you have questions, please contact me .

Sincerely Yours

*Douglas D. De Masi Sr.*  
Douglas D. De Masi Sr

LETTERS HISTORY OF CORRESPONDENCE

- 1) Your letter dated May 7, 2004.
- 2) My response, dated June 7, 2004, with a copy of my certified mailing receipt enclosed # 7003 1010 0003 1853 9896 and my paid receipt.
- 3) Your letter dated August 16, 2004.
- 4) My response, dated October 4, 2004, with a copy of my certified mailing receipt enclosed# 7004 1160 0001 7289 2253 and my paid receipt .
- 5) Your letter to me dated December 21, 2005.
- 6) My letter to you dated March 17, 2006. *my certified m.p. l. y. receipt*
- 7) Your letter to me dated April 12, 2006 *# 7005-1820-0004-7255-2198*

Pf 2-14



UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 23 2006



UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/773,872	02/09/2004	Douglas D. DeMasi	

D.D.DeMasi, Sr.  
 1216 Beekman Road  
 Hopewell Junction, NY 12533

CONFIRMATION NO. 7408

## FORMALITIES LETTER



\*OC000000012557645\*

Date Mailed: 05/07/2004

## NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)). Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- The specification is missing.
- The specification does not include a written description of the invention.
- The specification does not include at least one claim.  
*A complete specification as prescribed by 35 U.S.C. 112 is required.*

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
  - The line spacing on the specification, claims, or abstract is not 1½ or double spaced (see 37 CFR 1.52(b)).

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents

*Response enclosed  
 2 mail built  
 on 6-5-04  
 certified mail # 7003-1010-0003-  
 1853-9896  
 Doug D. DeMasi*

P.O. Box 1450  
Alexandria VA 22313-1450

pt-3-14

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*A copy of this notice MUST be returned with the reply.*

Mulhenneset hiset

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

pg 4-14



7003 1010 0003 1853 9896

**U.S. Postal Service™**  
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(Domestic Mail Only; No Insurance Coverage Provided)

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**OFFICIAL USE**

Postage	\$ 2.21
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.26

UNIT ID: 0570  
JUN  
Postmark Here  
Check: KD353Z  
06/07/04

Sent To US Department of Commerce  
Commissioner for Patents  
Street, Apt. No.,  
or PO Box No. P.O. Box 1450  
City, State, ZIP+4 Alexandria VA 22313-1450

PS Form 3800, June 2002 See Reverse for Instructions



\*\*\*\* WELCOME TO \*\*\*\*  
POUGHQUAG MPO  
POUGHQUAG, NY 12570-9998  
06/07/04 11:47AM

Store USPS	Trans 35
Wkstn sys5003	Cashier KD353Z
Cashier's Name	EDIE
Stock Unit Id	SIAEDIE
PO Phone Number	800-275-8777
USPS #	3590960570

1. First Class 6.26  
Destination: 22313  
Weight: 8.90oz  
Postage Type: PVI  
Total Cost: 6.26  
Base Rate: 2.21

SERVICES  
Certified Mail 2.30  
70031010000318539896  
Return Receipt 1.75

Subtotal 6.26  
Total 6.26

Cash 10.00  
Change Due  
Cash 3.74

Number of Items Sold: 1

Thank You  
Please come again!





UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 23 2006

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

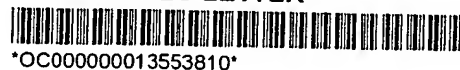
P65-14

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/773,872	06/10/2004	Douglas D. DeMasi	

D.D.DeMasi, Sr.  
1216 Beekman Road  
Hopewell Junction, NY 12533

CONFIRMATION NO. 7408

FORMALITIES LETTER



\*OC000000013553810\*

Date Mailed: 08/16/2004

NOTICE TO FILE CORRECTED APPLICATION PAPERS

*Filing Date Granted*

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
  - The line spacing on the specification, claims, or abstract is not 1½ or double spaced (see 37 CFR 1.52(b)).

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$1511 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1511 for a Small Entity

- Total additional claim fee(s) for this application is \$1511
  - \$1376 for 32 independent claims over 3.
  - \$135 for 15 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts

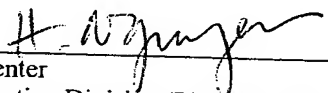
*10-4-04*  
*To whom it may concern, enclosed is the extension fee for 30 days. \$500. Check # 2280, Can you please mail me back a copy of my application, so I can better understand your connection that you want me to do.*  
*Shirley on*  
*Douglas D. DeMasi*  
*Douglas D. DeMasi Sr*

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

PF6-14

---

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

# SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
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1. Article Addressed to:

Comm. Officer Don Patena

P.O. Box 1450

Blacksburg, Virginia

22313-1450

RECEIVED

OCT - 8 2004

USPTO MAIL CENTER

# COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number

(Transfer from ser

7004 1160 0001 7289 2253

PS Form 3811, A

Domestic Return Receipt

102595-02-M-1540



UNITED STATES  
POSTAL SERVICE

\*\*\*\*\* WELCOME TO \*\*\*\*\*

POUGHQUAG MPO

POUGHQUAG, NY 12570-9998

10/04/04 09:12AM

Store USPS  
Wkstn sys5002  
Cashier's Name  
Stock Unit Id  
PO Phone Number  
USPS #

Trans 15  
Cashier KYY5KZ  
TERRY  
SIATERRY  
800-275-8777  
3590960570

1. First Class 4.42  
Destination: 22313  
Weight: 0.40 oz.  
Postage Type: PVI  
Total Cost: 4.42  
Base Rate: 0.37

SERVICES

Certified Mail 2.30  
70041160000172892253  
Rtn Recpt (Green Card) 1.75

Subtotal 4.42  
Total 4.42

Cash 5.00  
Change Due  
Cash 0.58

Number of Items Sold: 1

Thank You  
Please come again!

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OFFICIAL USE

ALEXANDRIA, VA 22313

Postage \$ 0.37

Certified Fee 2.30

Return Receipt Fee (Endorsement Required) 1.75

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees \$ 4.42

UNIT ID: 0570



Clerk: KYY5KZ

10/04/04

Sent To

Comm. Officer Don Patena

Street, Apt. No.

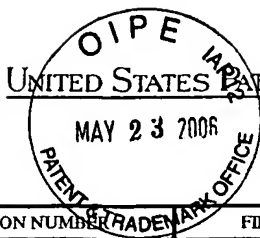
or PO Box No. P.O. Box 1450

City, State, ZIP+4

Blacksburg - Virginia 22313-1450

PS Form 3800, June 2002

See Reverse for Instructions



P68-14

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/773,872	06/10/2004	Douglas D. DeMasi	

CONFIRMATION NO. 7408

D.D.DeMasi, Sr.  
1216 Beekman Road  
Hopewell Junction, NY 12533



\*OC000000017661035\*

**Title:** Self adhesive insulation, with extended, prefolded or elastic fasing tabs, self adhesive net, self adhesive air vent, self adhesive paper hanging support strips

**Publication No.** US-2005-0276959-A1  
**Publication Date:** 12/15/2005

### NOTICE OF PUBLICATION OF APPLICATION

The above-identified application will be electronically published as a patent application publication pursuant to 37 CFR 1.211, et seq. The patent application publication number and publication date are set forth above.

The publication may be accessed through the USPTO's publically available Searchable Databases via the Internet at [www.uspto.gov](http://www.uspto.gov). The direct link to access the publication is currently <http://www.uspto.gov/patft/>.

The publication process established by the Office does not provide for mailing a copy of the publication to applicant. A copy of the publication may be obtained from the Office upon payment of the appropriate fee set forth in 37 CFR 1.19(a)(1). Orders for copies of patent application publications are handled by the USPTO's Office of Public Records. The Office of Public Records can be reached by telephone at (703) 308-9726 or (800) 972-6382, by facsimile at (703) 305-8759, by mail addressed to the United States Patent and Trademark Office, Office of Public Records, Alexandria, VA 22313-1450 or via the Internet.

In addition, information on the status of the application, including the mailing date of Office actions and the dates of receipt of correspondence filed in the Office, may also be accessed via the Internet through the Patent Electronic Business Center at [www.uspto.gov](http://www.uspto.gov) using the public side of the Patent Application Information and Retrieval (PAIR) system. The direct link to access this status information is currently <http://pair.uspto.gov/>. Prior to publication, such status information is confidential and may only be obtained by applicant using the private side of PAIR.

Further assistance in electronically accessing the publication, or about PAIR, is available by calling the Patent Electronic Business Center at 703-305-3028.



PL 9-14

Patty and Douglas D. De Masi Sr.  
1214 Beekman road  
Hopewell Jct. N.Y. 12533  
845,227,5387, Fax 227,7312

PAGE (1)

March 17, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, V.A. 22313-1450

SUBJECT MATTER  
Patent Applications, Between  
Mr. Gary Romes, and Guarden  
Building Products.  
Filed Date, June 22, 2004  
File # 2005,027,9050  
AND  
Mr, Douglas D. De Masi Sr.  
Filed Date, June 10, 2004  
File # 2005,027,6959

To whom it may concern,

There seems to be a problem between Mr. Romes along with Guarding Building Products and my self. I mailed by, UNITED STATES POSTAL SERVICE CERTIFIED MAIL ONLY and I have his signed recites, my information to Mr. Romes and Guarding Building Products a few years back, and just recently whiling I was surfing the web sites, I found the patent application filed by Mr. Romes and right away I saw on the front page, the flexible staple extra tab sides for the extra staple surface when needed,( my idea not his )So I started to read more of Mr. Romes patent application and to my surprise, all most the entire patent application I found to be so much of my own work that I sent to Mr. Rome, my ideas not his.

I'm very up set for the simple reason, that Mr. Romes called me many months after I first mailed all the information to him and he then told me that he nor Guardian Building Products were not interested in any and all of my inventions ,or ideas.

Now please understand, I first mailed all my work to your office, before his office by the UNITED STATES POSTAL SERVICE CERTIFIED MAIL ONLY and you received it with out any problems at all. I have all the recites that clearly proves this.

I feel that Mr. Romes copied most of my work, changing a few thing around a little and then he tried to pass it on as his own work, then he tried to have his work filed be fore my own, and he failed, there's only a (ten day difference in filing dates) And my invention and all of my work filed before Mr. Romes, (ten days before his) all any one would have to do, Is to look at the paper trail, phone numbers times and dates as well the UNITED STATES

Pt 10-14

PAGE(2)

POSTAL MAILING SERVECES DATES and the information on Mr. Romes Patent Application and my own, its very clear to my wife and I as well as others what he almost got away with, is copying my work, my invention and my ideas.

My wife and I feel that what every you decide its ok with us, thank you very much for your time, effort and knowledge.

Sincerely yours

*Patty and Doug De Masi Sr.*

Patty and Doug De Masi Sr.

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria V.A.  
22313-1450

## 2. Article Number

(Transfer from service label)

7005 1820 0004 3255 2198

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

## COMPLETE THIS SECTION ON DELIVERY

## A. Signature

X

☐ Agent☐ Addressee

## B. Received by (Printed Name)

## C. Date of Delivery

## D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

## 3. Service Type

☒ Certified Mail☒ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

## 4. Restricted Delivery? (Extra Fee)

☐ Yes

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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/773,872	06/10/2004	Douglas D. DeMasi	

D.D.DeMasi, Sr.  
1216 Beekman Road  
Hopewell Junction, NY 12533

CONFIRMATION NO. 7408  
ABANDONMENT/TERMINATION  
LETTER

Date Mailed: 04/12/2006

### NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 08/16/2004.

- No reply was received.

If a complete reply to the notice was previously filed by applicant within the time period set forth in the notice, applicant may request for reconsideration of the holding of abandonment within 2 months from the mailing of this notice of abandonment by filing a petition to withdraw the holding of abandonment under 37 CFR 1.181(a). No petition fee is required. The petition must be accompanied by a true copy of the originally filed reply and the item (s) identified in one of the following:

1. A properly itemized date-stamped postcard receipt (see MPEP § 503);
2. If the originally filed reply included a certificate of mailing or transmission in compliance with 37 CFR 1.8(a), a copy of the certificate of mailing or transmission and a statement in compliance with 37 CFR 1.8(b) (see MPEP §§ 512); or
3. If the reply was filed via Express Mail, a submission satisfying the requirements of 37 CFR 1.10(e) including, for example, a copy of the Express Mail mailing label showing the "date-in" (see MPEP § 513).

Any petition to withdraw the holding of abandonment should be directed to OIPE.

If applicant did not previously file a complete reply within the time period set forth in the notice, applicant may file a petition to revive the application under 37 CFR 1.137.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/61.

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/64.



P613-14

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (571) 272-3282.

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*A copy of this notice **MUST** be returned with the reply.*

P138

Office of Initial Patent Examination (571) 272-4000, or 1-800-PTO-9199, or 1-800-972-6382

PART 1 - ATTORNEY/APPLICANT COPY

## Notice of Abandonment



Pt 14-14

This application is abandoned in view of applicant's failure to timely file a proper reply to the Office notice mailed on 10/25/04

### Petition to Withdraw the Holding of Abandonment

If a complete reply to the notice was previously filed by applicant within the time period set forth in the notice, applicant may request for reconsideration of the holding of abandonment within **2 months** from the mailing of this notice of abandonment by filing a petition to withdraw the holding of abandonment under 37 CFR 1.181(a). No petition fee is required. The petition must be accompanied by a true copy of the originally filed reply and the item(s) identified in one of the following:

1. A properly itemized date-stamped postcard receipt (see MPEP § 503);
2. If the originally filed reply included a certificate of mailing or transmission in compliance with 37 CFR 1.8(a), a copy of the certificate of mailing or transmission and a statement in compliance with 37 CFR 1.8(b) (see MPEP § 512); or
3. If the reply was filed via Express Mail, a submission satisfying the requirements of 37 CFR 1.10(e) including, for example, a copy of the Express Mail mailing label showing the "date-in" (see MPEP § 513).

Any petition to withdraw the holding of abandonment should be transmitted by facsimile directly to OIPE Customer Service at (703) 308-7751.

### Petition to Revive an Abandoned Application

If applicant did not previously file a complete reply within the time period set forth in the notice, applicant may file a petition to revive the application under 37 CFR 1.137.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of UNAVOIDABLE DELAY must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by:

1. an adequate showing of the cause of unavoidable delay;
2. the required reply to the above-identified notice;
3. the petition fee set forth in 37 CFR 1.17(i); and
4. a terminal disclaimer if required by 37 CFR 1.137(d).

See MPEP § 711.03(c) and Form PTO/SB/61.

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by:

1. a statement that the entire delay was unintentional;
2. the required reply to the above-identified notice;
3. the petition fee set forth in 37 CFR 1.17(m); and
4. a terminal disclaimer if required by 37 CFR 1.137(d).

See MPEP § 711.03(c) and Form PTO/SB/64.

Any questions concerning petitions to revive should be directed to Office of Petitions at (703) 305-9282.

Any questions regarding this notice should be directed to OIPE Customer Service at (703) 308-1202.

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

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